

THE HONORABLE JOHN C. COUGHENOUR

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

NATHEN DWAYNE BAKER,

Plaintiff,

v.

STATE OF WASHINGTON, *et al.*,

Defendants.

CASE NO. C21-0189-JCC

MINUTE ORDER

The following Minute Order is made by direction of the Court, the Honorable John C. Coughenour, United States District Judge:

This matter comes before the Court *sua sponte*. On February 22, 2021, Magistrate Judge Michelle L. Peterson granted Plaintiff's motion to proceed *in forma pauperis* (IFP) and recommended the Court review Plaintiff's complaint under 28 U.S.C. § 1915(e)(2)(B) prior to the issuance of a summons. (Dkt. No. 5.)

Pursuant to 28 U.S.C. § 1915(e)(2)(B), the Court must dismiss an IFP complaint if the action fails to state a claim, raises frivolous or malicious claims, or seeks monetary relief from a defendant who is immune from such relief. Federal Rule of Civil Procedure 8 provides that in order to state a claim for relief, a pleading must contain "a short and plain statement of the grounds for the court's jurisdiction" and "a short and plain statement of the claim showing that the pleader is entitled to relief." Fed. R. Civ. P. 8(a)(1), (2). At a minimum, a complaint must put

1 a defendant on notice of the wrong he or she committed against the plaintiff. *See McHenry v.*
2 *Renne*, 84 F.3d 1172, 1180 (9th Cir. 1996).

3 Plaintiff's complaint does not contain a short and plain statement of the claim showing he
4 is entitled to relief. In the caption of his complaint, Plaintiff names "Washington State lig.,"
5 "Nordic Meseum," and "King Carl XVI Gustaf; father beings, of" as Defendants. (Dkt. No. 1 at
6 1.) At other points in the complaint, he identifies "Silvia of Sweden Queens," "Princess Victoria
7 Scandi of," "Princess Carl Sons King for of," and "Princess Fan; China" as Defendants and
8 "U.S. President Nathen Dwayne Baker.gov" as Plaintiff. (*Id.* at 2–3.) Plaintiff's complaint makes
9 no factual allegations of conduct by the Defendants, nor does it identify the legal rights Plaintiff
10 alleges were violated or the relief he seeks. (*See generally* Dkt. No. 1.) Attached to Plaintiff's
11 complaint are several documents, including a handwritten document entitled "Pfizer Distributed
12 by Pharmacia & Upjohn Company Division of Pfizer, Inc. April 2007 LAB-0128-21 Medication
13 Guide for Non-Steroidal Anti-Inflammatory Drugs," (Dkt. No. 1 at 8), a handwritten document
14 titled "Your Rights Regarding Your Protected Health Information," (*id.* at 12), and a visit
15 summary from one of Plaintiff's medical appointments, (Dkt. No. 1-4). Even applying the Ninth
16 Circuit's directive to construe *pro se* complaints liberally, the Court cannot find that Plaintiff has
17 stated a claim upon which relief can be granted. *See Hebbe v. Pliler*, 627 F.3d 338, 342 (9th Cir.
18 2010).

19 Although the Court finds the complaint fails to state a claim upon which relief can be
20 granted, it will not dismiss a claim unless "it is absolutely clear that no amendment can cure the
21 [complaint's] defects." *Lucas v. Dep't of Corr.*, 66 F.3d 245, 248 (9th Cir. 1995) (citation
22 omitted). Accordingly, the Court ORDERS Plaintiff to file an amended complaint no later than
23 twenty-one (21) days from the date of this order. In his amended complaint, Plaintiff must
24 include a short and plain statement of the facts supporting each claim against each named
25 Defendant, a basis for the Court's jurisdiction, the relief Plaintiff seeks, and a cognizable theory
26 for that relief. The Clerk is DIRECTED to mail a copy of this order to Plaintiff.

1 DATED this 23rd day of February 2021.

2 William M. McCool
3 Clerk of Court

4 s/Paula McNabb
5 Deputy Clerk